
Public Utilities Commission of the State of California

Public Agenda 3208

Thursday, February 14, 2008 10:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

John A. Bohn

Rachelle B. Chong

Dian M. Grueneich

Timothy Alan Simon

For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed.

Website: <http://www.cpuc.ca.gov>

Scheduled Commission Meetings

505 Van Ness Avenue, San Francisco

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i>	<i>Commission Meeting</i> Auditorium (10 a.m.) <i>Open to the Public</i>
Monday, February 25, 2008 (San Francisco)	Thursday, February 14, 2008 (San Francisco)
Monday, March 10, 2008 (San Francisco)	Thursday, February 28, 2008 (San Francisco)
Monday, April 07, 2008 (San Francisco)	Thursday, March 13, 2008 (San Francisco)
Monday, April 21, 2008 (San Francisco)	Thursday, April 10, 2008 (San Francisco)
	Thursday, April 24, 2008 (San Francisco)

**Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

Matters of Public Interest

For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

For further information contact the Public Advisor
(415) 703-2074 E-mail: public.advisor@cpuc.ca.gov



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY# (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 3

Public Comment:

Consent Agenda

Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.

Consent Agenda - Orders and Resolutions

- 1 Res W-4672 - Golden State Water Company, Inc. (GSWC).**
[7266] The Commission reviews the recent rejection of Advice Letter (AL) 1241-W by the Division of Water and Audits, approves the new water service contract between GSWC and Calipatria State Prison, and authorizes recovery of revenue shortfalls occurring after the effective date of this resolution. (AL 1241-W filed March 20, 2007)
Agenda 3207, Item 29 1/31/2008 (Staff)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316362
- 2 Res ALJ 176-3208**
[7334] Ratification of preliminary determination of category for proceedings initiated by application. The preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.
- 3 C07-03-006 - Carole Dominguez vs. Pacific Gas and Electric Company (PG&E).**
[7283] This decision grants the joint motion for approval of a settlement agreement in this case and approves the settlement agreement, pursuant to Rule 12.1(d). The Commission also finds that Resolution SU-58, which previously granted PG&E a waiver of certain requirements related to its natural gas pipeline located under property on which the City of Tracy is developing a youth athletic facility, is now moot and is no longer in effect. This proceeding is closed.
(Comr Simon - ALJ Prestidge)
Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.
Agenda 3207, Item 13 1/31/2008 (Simon)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=315019

Consent Agenda - Orders and Resolutions (continued)**4**
[7287] **R03-10-003 - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation.**

This decision directs Pacific Gas and Electric Company, San Diego Gas & Electric Company and Southern California Edison Company (“the utilities”) to modify their tariffs with respect to certain aspects of customer notifications and the open season applicable to Community Choice Aggregators (CCA). The changes will conform the utilities’ tariffs to the Commission’s intent in the Decision (D.) 05-12-041, which governs California’s CCA program.

This decision also clarifies the Commission’s intent in D.05-12-041 with regard to the requirements for CCAs’ insurance, self-insurance or bonds and the types of liabilities those instruments would cover.

This proceeding is closed.

(Comr Peevey - ALJ Malcolm)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316023

5
[7288] **R06-03-004 - Order Instituting Rulemaking Regarding Policies, Procedures and Rules for California Solar Initiative, the Self-Generation Incentive Program and Other Distributed Generation Issues.**

This decision denies the petition of FuelCell Energy to raise the cap on incentives in the Self-Generation Incentive Program. The proceeding remains open.

(Comr Peevey - ALJ Duda)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E10253

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[7298] **R06-03-004 - Order Instituting Rulemaking Regarding Policies, Procedures and Rules for California Solar Initiative, the Self-Generation Incentive Program and Other Distributed Generation Issues.**

This decision directs the electric utilities to modify their tariffs to provide Net Energy Metering services to Community Choice Aggregation (CCA) customer-generators. The Commission directs the electric utilities to allow CCA customer-generators with solar, biogas and fuel cell generators up to 1 megawatt and wind generators up to 50 kilowatts to receive generation credits from the CCA and transmission and distribution credits from the serving utility.

(Comr Peevey - ALJ Duda)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316854

Consent Agenda - Orders and Resolutions (continued)

- 7**
[7301] **A99-09-053 - Pacific Gas and Electric Company.**
To market value hydroelectric generating plants and related assets. This decision denies the joint request of Friends of the Eel River and California Sportfishing Protection Alliance for additional intervenor compensation in the amount of \$7,805 because the supplemental information provided on two of the four issues should have been provided in the original request and therefore constitutes an unproductive effort/excessive hours; the argument/analysis on the other two issues did not influence the underlying decision and therefore made no substantial contribution.
(Comr Peevey - ALJ Vieth)
Pub. Util. Code § 311 – This item was mailed for Public Comment.
Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316846
- 8**
[7305] **A07-11-008 - Pacific Gas and Electric Company (PG&E).**
This decision grants PG&E a Certificate of Public Convenience and Necessity to construct and own a 230 kilovolt transmission line in the City of Hayward. The transmission line will connect to the grid a new 600 megawatt power plant owned by Russell City Energy Center LLC (RCEC). All costs to construct, operate and maintain the transmission line will be borne by RCEC. This proceeding is closed.
(Comr Simon - ALJ Kenney)
Pub. Util. Code § 311 – This item was mailed for Public Comment.
Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316778
- 9**
[7306] **Res E-4146 - Southern California Edison Company (SCE).**
This resolution denies SCE's request for deviation from Electric Rule 20A. Resolution E-4001 prohibits granting the request for more than five year's mortgaging of the City of La Habra's Undergrounding Conversion Fund Balance. Instead SCE is to notify certain communities that unused funds previously allocated to them may be transferred to La Habra's account, effective 90 days from the effective date of this Resolution or approximately June 1, 2008. (Advice Letter 2110-E filed March 15, 2007)
Pub. Util. Code § 311 – This item was mailed for Public Comment.
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316635
- 10**
[7308] **Res W-4675 - Twin Valley Water Company, Inc. (Twin Valley).**
This resolution authorizes Twin Valley a surcharge for recovery of water quality memorandum account and user fee memorandum account balances for a total amount of \$8,287 or 6.5%. (Advice Letter 25 filed December 4, 2007)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=311776

Consent Agenda - Orders and Resolutions (continued)

- 11** **Res E-4148 - Southern California Edison Company.**
[7313] This resolution confirms the reappointment of G. Timothy Haight to the Committee of its Decommissioning Trust Funds. (Advice Letter 2178-E filed November 5, 2007.)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=312589
- 12** **Res E-4099 - Pacific Gas and Electric Company (PG&E).**
[7317] This resolution approves PG&E's Advice Letter (AL) 3028-E. This resolution has been prepared pursuant to a pilot program specified in Resolution ALJ-202 granting expedited treatment to utility proposals meeting certain requirements. (AL 3028-E filed April 3, 2007)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316752
- 13** **Res T-17118 - Happy Valley Telephone Company (Happy Valley).**
[7318] This resolution approves Happy Valley's request for approval of a Compensation Agreement between Happy Valley and Pac-West Telecomm, Inc., pursuant to Section 252 of the Telecommunications Act of 1996. (Advice Letter 301 filed December 18, 2007)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=314036
- 14** **Res T-17115 - Hornitos Telephone Company (Hornitos).**
[7319] This resolution approves a Compensation Agreement between Hornitos and Pac-West Telecomm, Inc., pursuant to Section 252 of the Telecommunications Act of 1996. (Advice Letter 271, filed December 18, 2007)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=314041
- 15** **Res T-17134 - Time Warner Telecom of California, LP (Time Warner)**
[7321] This resolution grants Time Warner's request for approval of a Traffic Termination Agreement between Time Warner and Pac-West Telecomm, Inc., pursuant to Section 252 of The Telecommunications Act of 1996. (Advice Letter 386 filed December 14, 2007)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=314169

Consent Agenda - Orders and Resolutions (continued)**16 A07-05-036 - Southern California Edison Company (SCE).**

[7327]

This decision grants SCE a Permit to Construct (PTC) the project known as the Ritter Ranch Substation Project (project). The project consists of: (1) construction of a 66/12 kilovolt (kV) substation on an approximate three-acre graded site located at the northwest corner of Westland Drive and Ranch Center Drive in the city of Palmdale; (2) construction of four 66 kV subtransmission line segments (each approximately 500 feet in length) on approximately eight tubular steel poles to loop the existing 66 kV subtransmission lines into the proposed substation; (3) construction of four new underground 12 kV distribution line getaways; and (4) installation of new fiber optic cable and communications equipment to connect the proposed Ritter Ranch Substation to SCE's existing telecommunication system. SCE sought Commission approval for a PTC for the project pursuant to General Order 131-D. As the Lead Agency for environmental review, the Commission finds the Final Mitigated Negative Declaration prepared for this project meets the requirements of the California Environmental Quality Act. This proceeding is closed.

(Comr Grueneich - ALJ Walwyn)

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=311385

17 A07-06-008 - Southern California Edison Company (SCE).

[7330]

For authorization to recover costs incurred in 2005 and 2006 and recorded in the Bark Beetle Catastrophic Event Memorandum Account. This decision grants SCE (1) Recovery of \$42.160 million in Operational and Maintenance expenses recorded in SCE's Bark Beetle Catastrophic Event Memorandum Account for the period of January 1, 2005 through December 31, 2006; (2) authorizes the transfer of \$44.306 million, plus interest to the effective date of today's decision, to the Distribution Sub-account of the Base Revenue Requirement Balancing Account for recovery in rates; and (3) authorizes SCE to terminate the Bark Beetle Property Owner Tree Removal Reimbursement Program. This proceeding is closed.

(Comr Simon - ALJ DeBerry)

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=309981

18 Res E-4147 - Pacific Gas and Electric Company (PG&E).

[7331]

This resolution approves PG&E's Advice Letter (AL) 3158-E seeking approval under Public Utilities Code Section 851 to consent to Dana L. Ryan and Kimberly A. Ryan a non-exclusive road and utility easement to use an existing maintenance road on and over a portion of PG&E electric transmission fee strip property. This resolution has been prepared pursuant to a pilot program specified in Resolution ALJ-202 granting expedited treatment to utility proposals meeting certain requirements. (AL 3158-E filed November 28, 2007)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=314701

Consent Agenda - Orders and Resolutions (continued)

- 19** **A07-11-016 - Cloud 9 Shuttle, Inc. dba SuperShuttle of San Diego (Applicant).**
[7333] This decision authorizes Applicant to increase fares for its passenger stage corporation service, establish a new zone of rate freedom, and charge reduced fares for service at specific hotels. This proceeding is closed.
(Exam Clark)
Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=314024
- 20** **A07-07-010 - Time Warner Cable Information Services, (California) LLC. (Applicant).**
[7337] This decision authorizes Applicant to discontinue the provision of regulated, circuit-switched local exchange and intrastate interexchange telecommunications services in portions of 21 cities in Southern California. Applicant has complied with the Mass Migration Guidelines adopted by Decision 06-10-021. Applicant's remaining customers who have not selected another carrier will be transitioned to one of three carriers, depending on where they are located. This proceeding is closed.
(Comr Simon - ALJ Reed)
Pub. Util. Code § 311 – This item was mailed for Public Comment.
Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316848
- 21** **R_____ - Order Instituting Rulemaking to Integrate and Refine Procurement Policies Underlying Long-Term Procurement Plans.**
[7338] The Commission opens this rulemaking to continue efforts to ensure a reliable and cost-effective electricity supply in California through integration and refinement of a comprehensive set of procurement policies, practices and procedures underlying long-term procurement plans (LTPPs). The LTPP proceeding is the successor to Rulemaking (R.) 06-02-013, R.04-04-003, and R.01-10-024, and it will be the forum in which the Commission considers, in an integrated fashion, the Commission's electric resource procurement policies and programs.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=315662
- 22** **(ECP) C07-05-011 - Dale Kubacki vs. Sprint Telephony PCS L.P., (Defendant).**
[7340] This decision dismisses the Complaint. Defendant has corrected billing disputes. This proceeding is closed.
(Comr Chong - ALJ Barnett)
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=313748

Consent Agenda - Orders and Resolutions (continued)

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President Peevey Report

[7341]

Ratification of nomination of Freeda Kapur Klein as consensus board member to California ALL, a nonprofit organization dedicated to improving the diversity of workers available to the utilities and other companies by ensuring that the education pipeline is filled with all members of California's diverse community.

Regular Agenda

Regular Agenda - Energy Orders

24

[7229]

R07-05-025 - Rulemaking regarding whether, or subject to what conditions, the suspension of direct access may be lifted consistent with Assembly Bill 1X and Decision 01-09-060.

Pursuant to Phase I of this rulemaking, the Commission herein determines the nature, extent, and timing of the Commission's discretionary authority under applicable statutes to lift the suspension that currently applies to the provision of retail electric service through "direct access."

(Comr Peevey - ALJ Pulsifer)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Agenda 3206, Item 34 1/10/2008 (Staff);

Agenda 3207, Item 24 1/31/2008 (Bohn)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316702

25 (Rev.)

[7284]

R06-05-027 - Order Instituting Rulemaking to Continue Implementation and Administration of California Renewables Portfolio Standard Program.

Pursuant to the Renewable Portfolio Standard Program (Pub. Util. Code § 399.11 et seq.), electrical corporations are required to prepare procurement plans for the solicitation of electricity from facilities using renewable resources. This decision conditionally accepts the 2008 Procurement Plans of Southern California Edison Company, San Diego Gas & Electric Company (SDG&E), and Pacific Gas and Electric Company. As conditionally accepted, these Plans may include solicitation for short-term contracts, are subject to revised flexible compliance provisions (applicable to all load serving entities), must include four specific non-modifiable standard terms and conditions, and must increase the minimum size of projects that may bid from 1.0 MW to 1.5 MW. SDG&E's proposal for a non-zero integration cost is rejected. A schedule for the 2008 solicitation is adopted. Each utility shall file and serve an amended Plan within 14 days, and, unless suspended by the Energy Division Director within 21 days, shall use its amended Plan for the 2008 solicitation. The proceeding remains open.

(Comr Peevey - ALJ Mattson)

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

02/08/2008 - This revision was not shown on the Agenda mailed to the public.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316861

26

[7293]

A07-05-020 - Southern California Edison Company (SCE).

This decision modifies and approves, as modified, SCE's request to conduct a study to evaluate the feasibility of a Clean Hydrogen Power Generation plant. This proceeding is closed.

(Comr Peevey - ALJ Yip-kikugawa)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E10238

Regular Agenda - Energy Orders (continued)

27 (Rev.) 02/07/2008 - Moved to item (39) under Regular Agenda/Energy Resolutions and Written Reports
[7302] section on the agenda

28 **A07-04-009 - Pacific Gas and Electric Company (PG&E).**
[7328] For approval of 2008 – 2020 Air Conditioning Direct Load Control Program. This decision
approves settlement among PG&E, the Division of Ratepayer Advocates and The Utility Reform
Network and grants application as modified by settlement. This proceeding is closed.
(Comr Chong - ALJ Bemmesderfer)
Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.
http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=312413

Regular Agenda - Energy Resolutions and Written Reports**29**

[7150]

Res E-4137 - Pacific Gas and Electric Company (PG&E), Southern California Edison Company (SCE), San Diego Gas & Electric Company (SDG&E), Pacific Power, Sierra Pacific, Mountain Utilities (MU), and Golden State Water Company (GSWC) operating as Bear Valley Electric Service (BVES) (Collectively Respondents).

This resolution approved with modifications Respondents' proposed Tariffs for Purchase of Eligible Renewable Generation. (PG&E Advice Letter (AL) 3100-E and 3098-E filed August 3, 2007, SCE AL 2148-E filed August 2, 2007, SDG&E AL 1918-E submitted August 2, 2007, Pacific Power AL 350-E filed August 3, 2007, Sierra Pacific AL 331-E filed August 3, 2007, MU AL 73-E filed August 14, 2007, and BVES AL 219-E filed August 13, 2007)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3205, Item 54 12/20/2007 (Staff);

Agenda 3207, Item 27 1/31/2008

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316515

39 (Rev.)

[7302]

Res E-4153 - Pacific Gas and Electric Company (PG&E).

This resolution approves PG&E's request for approval of an amended power purchase agreement (PPA) between PG&E and Tres Vaqueros Wind Farm, LLC. The PPA is approved without modification. (Advice Letter 3107-E filed August 20, 2007)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

02/07/2008 - This item appeared as (27) under Regular Agenda/Energy Orders section on the agenda distributed to the public

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=316717

Regular Agenda - Water/Sewer Orders**30**

[7300]

I07-01-022 - Order Instituting Investigation to Consider Policies to Achieve the Commission's Conservation Objectives for Class A Water Utilities.

Application (A) 06-09-006, A06-10-026, A06-11-009, A06-11-010, and A07-03-019 - Related matters. This Phase 1A decision adopts seven settlements concerning: (1) the conservation rate designs and revenue adjustment mechanisms of California Water Service Company (settlement adopted in part), Park Water Co. (Park), and Suburban Water Systems (Suburban); (2) Suburban's low-income ratepayer assistance program; (3) Suburban's return on equity adjustment; (4) Park's conservation memorandum account; (5) Park's data collection and reporting; and (6) Suburban's customer outreach and education and data collection and reporting. The decision also approves Suburban's memorandum account for extraordinary expenses.

(Comr Bohn - ALJ Grau)

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E10248

Regular Agenda - Legal Division Matters**31 WC Docket No. 07-245, RM-11293, RM11303**

[7291]

In the Matter of Implementation of Section 224 of the Act; Amendment of the Commission's Rules and Policies Governing Pole Attachments, WC Docket No. 07-245, RM-11293, RM-11303; Notice of Proposed Rulemaking (FCC 07-187), adopted Oct. 31, 2007; rel. Nov. 20, 2007. The Federal Communications Commission seeks comment on a variety of issues relating to Section 224 of the 1996 Federal Telecommunications Act pertaining to rules for pole attachments and whether existing confer any rights on carriers regarding pole attachments. Staff seeks authority to file comments. Agenda 3207, Item 31 1/31/2008 (Staff)

Regular Agenda - Legislative and Other Matters

Regular Agenda - Commissioner's Reports

Regular Agenda - Management Reports and Resolutions

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[7320]

Chief ALJ Minkin Report

Annual Report on the Status of the Alternative Dispute Resolution Program.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=314251

Closed Session

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126(e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).

Closed Session - Applications for Rehearing

33

Conference with Legal Counsel - Applications for Rehearing

[7277]

Compilation of applications for rehearing recently filed with the Commission.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

34

R06-05-027 - Conference with Legal Counsel - Application for Rehearing

[7310]

Disposition of Applications for Rehearing of Decision (D.) 07-07-027 filed by the Southern California Edison Company (SCE) and the Center for Energy Efficiency and Renewable Technologies (CEERT). D.07-07-027 adopts tariffs and standard contracts for the purchase of electricity from water and wastewater customers as required by §399.20. D.07-07-027 also gives participating sellers the option to sell to the electrical corporation either all the power produced (full buy/sell) or the power produced that is in excess of their on-site consumption (excess sales). In addition, D.07-07-027 adopts similar tariffs and standard contracts for the purchase of electricity from other non-water, non-waster water (small customer generators) customers of SCE and Pacific Gas and Electric Company (PG&E).

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Agenda 3207, Item 34 1/31/2008 (Staff)

Closed Session - Initiation of Litigation - Non-Federal

Consideration of possible Commission initiation of, or intervention in, litigation.

Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.

Closed Session - Threatened Litigation - Non-Federal

Significant exposure to litigation

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Existing Litigation - Non-Federal

Closed Session - Threatened Litigation - Federal

Significant exposure to litigation in federal agency or court proceedings.

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Initiation of Litigation - Federal

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

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[7294]

FERC Dockets ER08-413 and EC08-33 - Conference with Legal Counsel - Initiation of Litigation

Startrans IO, LLC, FERC Dockets ER08-413 and EC08-33

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Agenda 3207, Item 36 1/31/2008 (Staff)

Closed Session - Federal

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[7278]

FERC Docket No. ER06-615 - Conference with Legal Counsel - Existing Litigation

California Independent System Operator Corporation, FERC Docket No. ER06-615, also known as Market Redesign and Technology Update (MRTU).

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - FERC Docket No. EL00-95-000, et al.

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Personnel Matters

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

Gov. Code § 11126(a), allows this item to be considered in Closed Session